

1-1 By: Duncan, Patrick S.B. No. 1365
1-2 (In the Senate - Filed March 7, 2013; March 18, 2013, read
1-3 first time and referred to Committee on Education; April 2, 2013,
1-4 reported adversely, with favorable Committee Substitute by the
1-5 following vote: Yeas 9, Nays 0; April 2, 2013, sent to printer.)

1-6 COMMITTEE VOTE

1-7	Yea	Nay	Absent	PNV
1-8	Patrick	X		
1-9	Lucio	X		
1-10	Campbell	X		
1-11	Duncan	X		
1-12	Paxton	X		
1-13	Seliger	X		
1-14	Taylor	X		
1-15	Van de Putte	X		
1-16	West	X		

1-17 COMMITTEE SUBSTITUTE FOR S.B. No. 1365 By: Seliger

1-18 A BILL TO BE ENTITLED
1-19 AN ACT

1-20 relating to the provision of credit by examination for public
1-21 school students.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Section 25.092, Education Code, is amended by
1-24 adding Subsection (a-2) to read as follows:

1-25 (a-2) Subsection (a) does not apply to a student who
1-26 receives credit by examination for a class as provided by Section
1-27 28.023.

1-28 SECTION 2. Section 28.023, Education Code, is amended to
1-29 read as follows:

1-30 Sec. 28.023. CREDIT BY EXAMINATION. (a) Using guidelines
1-31 established by the State Board of Education, a school district
1-32 shall develop or select for board review examinations for
1-33 acceleration for each primary school grade level and for credit for
1-34 secondary school academic subjects. The guidelines must provide
1-35 for the examinations to thoroughly test comprehension of the
1-36 information presented in the applicable grade level or subject.
1-37 The board shall approve examinations that satisfy board guidelines.
1-38 Each district shall select, if available, at least four
1-39 board-approved examinations for each subject. If approved by the
1-40 board, the examinations selected by a district must include:

1-41 (1) advanced placement examinations administered by
1-42 the College Board; and

1-43 (2) examinations administered through the
1-44 College-Level Examination Program.

1-45 (b) A school district shall give a student in a primary
1-46 grade level credit for a grade level and advance the student one
1-47 grade level on the basis of a board-approved examination for
1-48 acceleration if:

1-49 (1) the student scores in the 80th [~~90th~~] percentile
1-50 or above on each section of the examination;

1-51 (2) a district representative recommends that the
1-52 student be advanced; and

1-53 (3) the student's parent or guardian gives written
1-54 approval of the advancement.

1-55 (c) A school district shall give a student in grade level
1-56 six or above credit for a subject on the basis of a board-approved
1-57 examination for credit in the subject if the student scores in the
1-58 80th [~~90th~~] percentile or above on the board-approved examination
1-59 or if the student achieves a score as provided by Subsection (c-1).
1-60 If a student is given credit in a subject on the basis of an

examination, the district shall enter the examination score on the student's transcript and the student is not required to take an end-of-course assessment instrument adopted under Section 39.023(c) for that subject.

(c-1) A school district shall give a student in grade level six or above credit for a subject if the student scores:

(1) a three or higher on a board-approved advanced placement examination administered by the College Board; or

(2) a scaled score of 60 or higher on a board-approved examination administered through the College-Level Examination Program.

(d) Each district shall administer each board-approved examination selected by the district:

(1) not later than the 30th day after the date the district receives a written request from a student or the student's parent or guardian, if the examination is capable of being administered electronically; or

(2) not fewer [less] than three times each [once a] year, at times to be determined by the State Board of Education, if the examination is not capable of being administered electronically.

(e) Examinations administered under Subsection (d)(1) may not be administered to a student more than two times each year.

(f) A student may not attempt more than two times to receive credit for a particular subject on the basis of a board-approved examination for credit in that subject.

SECTION 3. This Act applies beginning with the 2013-2014 school year.

SECTION 4. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2013.

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